GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR & RD Dept. – Allegations of irregularities in execution of Road from SD Road @ 19/0 Km to Yeguvaganjaibadra in Salur Mandal, Vizianagaram District – Disciplinary proceedings initiated against Sri K.Srinivasa Kumar, the then Deputy Executive Engineer, PIU Sub-Division, Cheepurupalli and Executive Engineer (FAC), PIU Division, Vizianagaram (now retd) – Charges framed - Enquiry conducted – Charge partly proved – Enquiry Report communicated – Representation received – Imposition of a penalty of 14% cut in pension for a period of one (1) year under Rule 9 of A.P. Revised Pension Rules, 1980 – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 657 **Dated: 20-11-2020.**

Read the following :

1. From the DG, V&E, VR No.33(C.No.796/V&E/E2/2013), Dt.27.11.2014.
2. G.O.Rt.Nos.626, PR&RD (Vig.I) Department, Dt.27.06.2015.
3. From ENC, PR, A.P., Hyd., Lr.No.Vig.I(1)/1067/2014, Dt.14.09.2015, 28.09.2015 & 28.01.2016.
4. G.O.Rt.No.951, PR&RD(Vig.I) Department, Dt.05.10.2015.
5. G.O.Rt.No.614, PR&RD(Vig.I) Department, Dt.20.06.2016.
6. From P.K.Sarangi, IFS, COI, Member, GA (COI) Dept, D.O.Lr.No.34/COI-PKS/2018, Dt.10.10.2018.
7. Govt.Memo.No.14765/Vig.I/2014, PR&RD (Vig.I) Deptt., Dt.29.01.2019.
8. From Sri K.Srinivasa Kumar, the then DEE and EE(FAC), PR, PIU SD, Cheepurupalli, and PIU Division, Vizianagaram (now retd) representation, Dt.23.04.2019.
9. Govt. Memo No. 14765/ Vig. I/2014, PR&RD (Vig. I) Dept., Dt: 08.07.2020
10. From Sri K. Srinivas Kumar, Dy.EE (Retd.), representation dt: 24.07.2020.
11. Govt. Letter No. 14765/Vig. I/2014, PR&RD (Vig. I) Dept., Dt: 06.11.2020.
12. G.O.Rt.No. 584, PR&RD (Vig. I) Dept., Dt:15.10.2020.
13. From the Secretary, APPSC, Letter No.335/DC&C/2020, dt:06.11.2020.

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O R D E R:

Based on the report of the Director General, General Administration (Vigilance & Enforcement) Department on the allegations of irregularities in execution of Road from SD Road @ 19/0 Km to Yeguvaganjaibadra in Salur Mandal, Vizianagaram District received in the reference 1st read above, Government, among others, initiated disciplinary proceedings by framing article of charges against Sri K.Srinivasa Kumar, the then Deputy Executive Engineer (PR), PIU Sub-Division, Cheepuupalli and Executive Engineer (FAC),

P.T.O.,

PIU Division, Vizianagaram (now retd.) vide reference 2nd read above, inter-alia among (9) others, with a direction to submit his written statement of defence :

Charge:

That K.Srinivasa Kumar Dy Executive Engineer and Executive Engineer (FAC), PR,PIU Sub Division, Cheepurupalli and PIU division Vizianagaram, District has Committed certain Irregularities, Executed and Passed 1st and part bill before concluding supplement agreement and he did not check measured any item of work during and after the execution, but passed bill to a magnitude of Rs.616.00 Lakhs and allowed substandard execution of the work of CC pavement and Bitumen layer work and Payment made for price escalation without observing agreement condition and failed to initiate timely actions for extension of bank Guarantees and did not responded to the reply asked by the SE,PR, Vizianagaram for black listing the Contractor, even though the agreement was Terminated and not closed the work and made proposal for balance work and Sent a false report to the SE,PR, Vizianagaram regarding the execution as it was satisfactory.

2. In the reference 3rd read above, the Engineer in Chief, Panchayat Raj, Andhra Pradesh, submitted the written statement of defence of the charged officer. After examination, Government have decided to conduct regular enquiry into the matter against the charged officer and also against other co-charges officers involved in the case. Accordingly, in the reference 4th read above, Government appointed Dr.Prem Chand, IAS (Retired), Commissioner of Inquiries, as the Inquiry Authority to conduct common enquiry into the charges framed against the charged officer Sri K.Srinivasa Kumar, the then DEE and EE(FAC), PIU Division, Vizianagaram (now retd.) and also against (9) other co charged officers involved in the case. Further, the case was reassigned to Sri P.K.Sarangi, IFS, vide reference 5th read above.

3. In the reference 6th read above, Sri P.K.Sarangi, IFS, Commissioner of Inquiries, General Administration Department, submitted inquiry report dt: 10.10.2018 wherein the Inquiring Authority, among others, held that charges framed against the charged officer Sri K.Srinivasa Kumar, the then Dy.EE (PR) and EE(FAC), PIU Division, Vizianagaram (now retd.) are “partly proved”.

4. In the reference 7th read above, Government have communicated a copy of inquiry report to the charged officer Sri K.Srinivasa Kumar, the then DEE and EE(FAC) (now retd.) & Others, for submitting representations, if any, on the inquiry report.

5. In the reference 8th read above, the Charged Officer Sri K.Srinivasa Kumar, the then DEE and EE(FAC) (Retd.) submitted his representation and requested to exonerate him from the charges by taking lenient view in the matter.

6. Government examined the representation of the charged officer and observe that the Charged Officer has not submitted any valid explanation. As such Government have provisionally decided to impose a penalty of 14% cut in pension for a period of one (1) year against the charged officer under Rule 9 of

Contd..P.3.,

Andhra Pradesh Revised Pension, 1980 for the charge held partly proved against him. Accordingly, in the reference 9th read above, Government have communicated the above provisional decision to impose the above penalty to the charged officer with a direction to submit his representation, if any in the matter.

7. In the reference 10th read above, the charged officer Sri K. Srinivas Kumar, Dy.EE (Retd.) has submitted his representation stating that the inquiry officer given findings holding that charge was partly proved and he has no other option except to bow his head before the disciplinary authority and requested to conclude the action for receiving pensionary benefits at an early date.

8. Government after examination of the matter, have decided to proceed further to impose the above penalty of 14% cut in pension for a period of one (1) year against the charged officer under Rule 9 of Andhra Pradesh Revised Pension, 1980 and addressed the A.P. Public Service Commission for their concurrence vide reference 11th read above.

9. In the reference 12 read above, in another disciplinary case viz., extension of services of technical assistants under MGNREGS progamme on outsourcing basis in PR Circle, Vizianagaram with anti-date against Sri K. Srinivasa Kumar, Deputy Executive Engineer (PR) (Retd.), Government after following due procedure, have imposed a penalty of 7% cut in pension for a period of one year under Rule 9 of A.P. Revised Pension Rules, 1980. Now, the penalty of 14% cut in pension for period of one (1) year being imposed against the charged officer in the present disciplinary case.

10. In the reference 12th read above, the Secretary, A.P.Public Service Commission has communicated the consent of the Commission to impose the penalty of 14% cut in pension for a period of one (1) year against the charged officer and advised to take action accordingly.

11. Accordingly, Government, after careful examination of the matter, hereby impose the penalty of 14% cut in pension for a period of one (1) year against Sri K. Srinivasa Kumar, Deputy Executive Engineer (PR) and the Executive Engineer (FAC), PRI Division, Vizianagaram (now Retd.) under rule 9 of A.P. Revised Pension Rules, 1980 in this disciplinary case.

12. The Engineer-in-Chef, Panchayat Raj, A.P, Vijayawada shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K. Srinivasa Kumar, Deputy Executive Engineer (PR) and the Executive Engineer (FAC), PRI Division, Vizianagaram (now Retd.)
through Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the order on the individual and furnish the dated acknowledgment copy)

P.T.O

Copy to:
The Secretary to Vigilance Commission, Andhra Pradesh Vigilance Commission, Velagapudi.
The Secretary, A.P. Public Service Commission, Vijayawada.
The Accountant General, A.P, Hyderabad.
The P.R. & R.D (Estt.I) Department.
Sf/Sc.

//FORWARDED::BY::ORDER//

SECTION OFFICER